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ATTORNEYS AT LAW

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S. Dianne Franklin

Attorney Docket No. 980615CD/LH

Assistant Commissioner for Patents
Washington, D.C. 20231

This is a request for filing a

☐ Continuation

☒ Divisional

application under 37 CFR 1.53(b), of pending prior application Serial Number 09/158,362
filed on September 22, 1998

of (inventor(s)): Hiroyuki OKAHIRA
Yuzo NAKAMURA
Terumasa MORITA
Nobuo FUJISAKI

ASSIGNMENT INFORMATION FOR PUBLICATION:

Assignee: Olympus Optical Co., Ltd.

Address: 43-2, Hatagaya 2-Chome, Shibuya-ku, Tokyo, Japan

entitled: APPARATUS FOR INSPECTING A SUBSTRATE

1a. ☐ Enclosed is specification, claims and drawings of the continuation or divisional application with a copy of the Oath or Declaration in the prior application.

1b. ☒ Enclosed is a copy of the prior application including a copy of the Oath or Declaration.

1c. ☒ A Preliminary Amendment is enclosed.

1d. ☐ Paper entitled Deletion of Inventor(s) Pursuant to 37 CFR 1.63(d)(2).

2. ☒ FEE: The filing fee is calculated below:

Claims as filed, less any claims canceled by amendment herewith:

	Number Filed		Number Extra	Rate	Calculations
Total Claims	7	-20 =	0	x \$18.00 =	\$
Independent Claims	1	-3 =	0	x \$84.00 =	\$
MULTIPLE DEPENDENT CLAIMS			0	+ \$280.00 =	\$
				BASIC FEE	\$ 740.00
				Total of above Calculations	\$ 740.00

3. ☒ To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.

4. ☒ A check in the amount of \$ 740.00 is enclosed.

5. ☒ Cancel claims 1-20 of the prior application (see Preliminary Amendment filed concurrently herewith)

6. [X] Amend the specification by inserting before the first line the new paragraph: This is a [] continuation, [X] division of application Serial Number 09/158,362 filed September 22, 1998.

7. [X] New formal drawings are enclosed. 10 Sheets, Figs. 1-13

8. [X] The prior application is assigned to Olympus Optical Co., Ltd., Tokyo, Japan

9. [] Copies of Verified Statement(s) claiming Small Entity Status filed in said application Serial No. _____. Small entity status is still proper and desired.

10. [X] Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 1a or 1b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

11. [X] The Power of Attorney in the prior application includes the following:

LEONARD HOLTZ, Reg. No. 22,974;
THOMAS LANGER, Reg. No. 27,264
RICHARD S. BARTH, Reg. No. 28,180

HERBERT GOODMAN, Reg. No. 17,081
MARSHALL J. CHICK, Reg. No. 26,853
DOUGLAS HOLTZ, Reg. No. 33,902

12a. [X] The power appears in the original papers of the prior application.

12b. [] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

13. [X] Address all future communications to:

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
767 Third Avenue - 25th Floor
New York, New York 10017-2023
Tel. No. (212) 319-4900
Fax. No. (212) 319-5101

14. [X] Priority claim (35 USC 119) is made based upon

Japanese Patent Application No. 09-258552 Filed: 24 September 1997

Japanese Patent Application No. 10-264342 Filed: 18 September 1998

Certified copy(ies) filed on November 27, 1998

in said application Serial No. 09/158,362

15. [X] Information Disclosure Statement [X] PTO/SB/08A

16. [X] Change of Correspondence Address Application Form

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.

By: LEONARD HOLTZ
Reg. No.: 22,974

LH/sdf

Attorney Docket No. 980615/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): H. OKAHIRA, ET AL
Serial No. : 09/158,362
Filed : September 22, 1998
For : APPARATUS FOR INSPECTING
A SUBSTRATE

Art Unit :
Examiner :

SUBMISSION OF ENGLISH LANGUAGE TRANSLATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Att: Application Branch

S I R :

Responsive to the Patent Office Notice mailed October 26, 1998, the term for response to which expires on December 26, 1998, submitted herewith are the following:

1. Accurate translation into English of the specification, claims and Abstract, together with a complete set of formal drawings; and

2. Request for Corrected Filing Receipt.

The fee of \$130.00 for filing a "Non-English Specification" was previously submitted with the filing of the application.

It is respectfully requested that prosecution on the merits now proceed.

Respectfully submitted,

Leonard Holtz, Esq.
Reg. No. 22,974

Frishauf, Holtz, Goodman, Langer & Chick, P.C.
767 Third Avenue - 25th Floor
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CERTIFICATE OF MAILING

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231 on the date noted below.

Attorney: Leonard Holtz

Dated: November 23, 1998

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper, to Account No. 06-1378.



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TRANSLATION OF DOCUMENT

JC872 U.S. PTO
10/042032
10/25/01

The undersigned is fluent in both the English and Japanese languages, and submits
attached is an accurate English language translation of:

United States Application No. 09/158,362, filed September 22, 1998.

Date: November 16, 1998

Name of Translator: Kenji Kobayashi

Kenji KOBAYASHI

Address: 734-412 Gokomutsumi, Matsudo-shi,

Chiba-ken, Japan

Please type a plus sign (+) inside this box ☐

PTO/SB/122 (10-00)
Approved for use through 10/31/2002. OMB 0651-0035

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CHANGE OF CORRESPONDENCE ADDRESS Application

Address to:
Assistant Commissioner for Patents
Washington, D.C. 20231

Application Number	To be assigned
Filing Date	Concurrently herewith
First Named Inventor	Hiroyuki OKIHARA
Group Art Unit	
Examiner Name	
Attorney Docket Number	980615CD/LH

#2
D. Scott
5/4/02

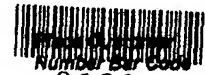
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I am the :



Applicant/Inventor.



Assignee of record of the entire interest.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).



Attorney or Agent of record.



Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed

Name LEONARD HOLTZ , Registration No. 22,974

Signature

Date October 25, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.



*Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.